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TOWN BOARD COUNTY OF ALBANY

TOWN OF COLONIE

AGENDA SESSION

THE STENOGRAPHIC MINUTES of the above entitled matter by NANCY L. STRANG, a Shorthand Reporter commencing on January 16, 2020 at 6:00 p.m. at Memorial Town Hall, 534 New Loudon Road, Latham, New York

BOARD MEMBERS:

- PAULA MAHAN, SUPERVISOR
- LINDA MURPHY, DEPUTY SUPERVISOR
- DAVID GREEN
- MELISSA JEFFERS-VONDOLLEN
- RICK FIELD
- JILL PENN
- DANIELLE FUTIA

ALSO PRESENT:

- Michael C. Magguilli, Esq, Town Attorney
- Julie Gansle, Town Clerk
- P Christopher Kelsey, Acting Comptroller
- Michael Burick, Civil Service
- Chris Kostyun, Chief, EMS
- Crystal Peck, Esq., Bailey Johnson and Peck
- Chretien Voerg, P.E., Superintendent, Latham Water

1 MR. MAGGUILLI: I would like to get started and
2 I would like to ask for a motion to go into Executive
3 Session to discuss circumstances surrounding a cyber
4 attack which the Town is subject to at the present time.
5 That's one of the reasons why it's in my office and not
6 in the Supervisor's conference room is that we can
7 discuss the nature and the circumstances of the cyber
8 attack.

9 Do we have a motion?

10 MR. GREEN: Yes, Mike, I will make that motion.

11 MS. MURPHY: Second that

12 MS. GANSLE: All in favor?

13 (Ayes were recited.)

14 Opposed?

15 (There were none opposed.)

16 MR. MAGGUILLI: I would also like to keep
17 Chris.

18 (Whereas the above entitled proceeding was
19 adjourned to address the Executive Session and
20 recommenced immediately after.)

21 SUPERVISOR MAHAN: I will do the State of the
22 Town before we start the meeting, right after the
23 pledge.

24 MR. MAGGUILLI: We have four personnel matters
25 to start out with. The first is creating a new position

1 of Parks and Recreation Support Assistant, a grade 8 and
2 appointing Samantha VanVleet to that job. She will start
3 tomorrow at \$40,657.

4 SUPERVISOR MAHAN: Samantha already works for
5 us. Samantha came on as a typist. The work that she is
6 doing is not typist work. Her job description had to be
7 reviewed for accuracy because she does night programs.
8 She runs some of the programs with Laura Archambault and
9 Elizabeth. It was looked at with Civil Service, and your
10 department as well for the grading and accuracy for that
11 type of work. The conclusion was that it's not typist
12 work in this grade.

13 Is that two grades higher, or one?

14 MR. BURICK: She was a great six as a typist.
15 She's a grade 8 in this position.

16 MR. KELSEY: This was put off until 2020 so we
17 could budget the funds.

18 SUPERVISOR MAHAN: We knew about it and the
19 concerns were there. She was patient enough to wait
20 until 2020.

21 MS. FUTIA: Is that a new position for this
22 year?

23 SUPERVISOR MAHAN: Yes, she's there, but she
24 was there as a typist. So, it's in the 2020 budget.

25 MR. BURICK: It's a new position.

1 SUPERVISOR MAHAN: It is a new position, but
2 the money was put in the 2020 budget.

3 MR. FIELD: How long has she worked here?

4 MR. KELSEY: Two or three years. It might be
5 longer.

6 MR. GREEN: The position she's vacating -
7 doesn't need to be backfilled?

8 SUPERVISOR MAHAN: No. When she started here, I
9 think Laura was up at the Town park. They moved to the
10 Crossings and at the Crossings they do everything there.
11 They do scheduling for the pavilions and things and the
12 programs are there. Everything that comes out of that
13 particular area is there.

14 Their department also does all the summer
15 camps and all that stuff. It's graded where it should
16 be now.

17 MR. MAGGUILLI: We are essentially correcting
18 and out of title situation.

19 Resolution 77B is appointing John McDuff. Jr.
20 to fill a vacancy of Thomas Edwards. He will be
21 permanently promoted to Working Foreman in the Water
22 Department, grade 26. He also will start tomorrow at
23 \$59,752.

24 Resolution 77C is filling the vacancy left by
25 Dale Hebert and filling that vacancy with William

1 Juliano, IV. It's a permanent appointment. The
2 position is an EMT at \$40,477 starting the 27th.

3 Resolution 77D is creating a new position of
4 EMT Captain and putting Jason Barry into that position
5 out of our Civil Service eligible list effective the
6 27th at a salary of \$70,753.

7 SUPERVISOR MAHAN: Chris, can you explain the
8 rationale as to the savings and the other areas by doing
9 a new position of another Captain?

10 MR. KOSTYUN: Since we have added over the
11 years and increase in the number of ambulances around
12 during the day, this position allows us to separate some
13 administrative responsibilities with direct field
14 supervision. It should dramatically reduce our officer
15 over-time. With senior Assistant Chiefs, four Captains,
16 we work a ton of overtime. We did some moving around to
17 reduce the over-time expenditures associated with that.

18 MR. KELSEY: This was also budgeted for 2020.

19 SUPERVISION MAHAN: It was budgeted for 2020,
20 but that is the rationale for the restructure.

21 MR. MAGGUILLI: Resolution 78 is the first of
22 two public hearings.

23 Crystal is here from John Bailey's office.
24 She will conduct a public hearing on behalf of Latham
25 Water.

1 We have a request to extend our sewer area to
2 273 Watervliet Shaker Road. The expense is \$13,837
3 that will be paid entirely by the developer.*.

4 He second public hearing is under 202 of the
5 New York State Town Law. This is a public hearing for
6 proposed improvements and repairs to the River Road
7 Storage and Mohawk View Water Treatment Plant mixing
8 study. The proposal is for \$6.5 million worth of
9 improvements. Again, this will be handled by the Water
10 District Council.

11 Crystal, you will be doing this?

12 MS. PECK: Yes.

13 MR. MAGGILLI: Resolution 80 is calling a
14 public hearing on February 6 in relation to the proposed
15 Burns/Whitney sanitary sewer rehab project. The project
16 itself is mentioned briefly and described in the
17 Resolution. It has a potential cost of \$3,025,500.
18 Again, this would be done by Crystal Peck.

19 MR. FIELD: I've a question that. Is that all
20 the streets over on Burns/Whitney?

21 SUPERVISION MAHAN: No. What happened, Rick, is
22 we got request to pave some streets and Burns/Whitney.
23 Burns/Whitney is one of the oldest neighborhoods, as you
24 know. Looking ahead, our engineers in water and sewer -
25 - the right thing to do was to check the sanitary sewer

1 systems and the water lines and everything because we
2 did not want to just put pavement down and then have to
3 dig everything up and repair it. So, it turned out to be
4 a huge, huge project. Before the paving can be done,
5 this project is over \$3 million and it has to be done.
6 They did do some work last year.

7 I think water was in there and Chreit, did
8 you do some as well?

9 The underground work was done and then we
10 were able to pave a few streets last year.

11 MR. MAGGUILLI: The proposed repairs are all
12 based on the study that was performed by Clough Harbour,
13 the engineers. The Town had retained them sometime last
14 year. It's based on their recommendation that resulted
15 in \$3 million and some change figure.

16 SUPERINTENDENT MAHAN: The critical message on
17 this particular one is that people think we can just go
18 and just pave any street and do this or that. It doesn't
19 work that way. Everything is very, very costly. In this
20 particular case, you put so many streets - all the
21 little streets you put on a list to be paved and then
22 you find out before you just go and do something that
23 there's a lot of repair that has to be done. So, now we
24 are spending millions and millions of dollars on repairs
25 underground before we can even attempt to pave it. You

1 will hear comments from people - why don't you just pave
2 the street? What are you waiting for? It doesn't work
3 that way. That \$3 million plus for just this project -
4 we have to come up with that. That money has to come out
5 of Chreit's budget, capital plan or whatever and we have
6 to be able to cover these costs. That's the underground
7 work.

8 The paving and stormwater budget is over and
9 above that. That is strictly for the paving and water
10 project.

11 MR. MAGGUILLI: All we are doing tonight is
12 calling for the public hearing. At the public hearing
13 I'm sure they will have Clough Harbour engineers there
14 to answer questions that you may have. That will be the
15 time whether to approve or disapprove the project,
16 whenever it comes up. Tonight we are just voting on
17 okay, let's have the public hearing.

18 MS. FUTIA: Is the underground work always
19 checked before going to pave?

20 SUPERINTENDENT MAHAN: Yes. You try to do as
21 much as you can as more of a wholistic approach so you
22 can find out what's underground and be able to do this
23 and then time everything. With almost 57 square miles
24 that the Town covers, you can't possibly match
25 everything up.

1 What Chreit does and what John does
2 consistently is the very proactive and they plan
3 ahead. There's a long-term plan in place that Chreit
4 has that prioritize projects that at the end of 10
5 years you would be at a point where you want to be.

6 The same thing with water. There is
7 prioritizing done in a number of different ways. They
8 do check to see if there is something they absolutely
9 have to do first or than the paving may have to wait
10 because you can't do it all at once. It's all done
11 basically by prioritizing lots of things that have to
12 be done and what's the most important and how can we
13 avoid the most cost. It's very costly to repair versus
14 putting in brand new. If something breaks down today,
15 you can't wait. You have to fix it. The difference in
16 the cost of new and repair is incredible.

17 The answer to your question is yes, but it's
18 way more complex than that. We started paving in 2010
19 and almost the whole Town needed to be done. They
20 gives you perspective on how much needs to be paved.
21 We're way ahead of the curve when you take a look at
22 some of the other municipalities and cities and things
23 like that because we've put a lot in over the years.
24 We pretty much had a number that's - I think it's in
25 the State of the Town. At the end of 2020 for water

1 and sewer will be like \$20 million. It's something
2 like that.

3 MR. VOERG: I gave the number to Sara. I don't
4 recall off the top of my head.

5 MR. MAGGUILLI: It's one of the oldest sewer
6 sections of the Town.

7 SUPERINTENDENT MAHAN: Is a combination of many
8 things that go into it.

9 MS. MURPHY: And they photograph the insides of
10 the pipes. It's extensive.

11 SUPERVISOR MAHAN: This process will go on for
12 this particular project. It's a big area over there and
13 there's a lot of work that has to be done. This is what
14 is programmed regarding Chret's project.

15 MR. MAGGUILLI: Resolution 81 again calls for a
16 public hearing on February 6 at 7 p.m. Again, this is
17 based on the feasibility study conducted by Clough
18 Harbour. It's for the design and construction of a
19 single garage facility located at the Public Ops
20 compound. It's a proposed garage facility to house all
21 necessary personnel and equipment for Pure Waters. The
22 estimated cost is part of the feasibility study;
23 \$6,978,031.

24 Chreit, do you want to add anything to that?

25 MR. VOERG: Thanks Mike.

1 This is an important project for Pure Waters
2 and I would like to offer to the Board and anyone who
3 would like to take a tour of our existing facilities.
4 We operate a crew of 17 people that maintained the 407
5 miles of sewer pipe and 30 remote facilities
6 throughout the Town. We operate out of two garages
7 basically that are not large enough to even store our
8 equipment and much less our personnel. Our staff has
9 been operating like that for 25 years. They operate
10 off of card tables and chairs that we took out of the
11 dumpster.

12 This facility will allow mainly our
13 Supervisors to actually be able to work in the same
14 location as their employees so that they can ensure
15 the jobs that they are being dispatched are being
16 accomplished properly as well as giving us one central
17 location to store our equipment and materials. When we
18 have an emergency, I'm driving 20 minutes to go find a
19 pump that's up at the Town landfill or down to the
20 sewer plant to pick up other equipment. When we have a
21 sewer collapse, we have a very little bit of time to
22 react in order to maintain our New York State permit.

23 As you may have seen in Albany Shaker Road,
24 we've got a number of pumps that have been laying
25 there for a few weeks. Those are scattered throughout

1 the Town. If we have an emergency, the first thing we
2 have to do is drive all over to try to find this
3 equipment, shuffle things around because we are mixed
4 in with the Jighway people. It's very inefficient for
5 our staff to operate that way. We feel like we will be
6 better serving our customers if we can consolidate our
7 operations into one operation.

8 SUPERVISOR MAHAN: This is just for this
9 particular motion tonight, but that doesn't mean we're
10 spending - we're trying to get other options to decrease
11 that because that's a lot of money.

12 MR. VOERG: At the study level were looking at
13 a \$50,000 foot view. How much do we think this might
14 cost? As a move forward toward design, we will refine
15 that cost and get a better handle on exactly how much
16 this facility will cost. The Board will have
17 opportunities to say yes or no as we go along.

18 So, this first vote is to schedule the public
19 hearing. The second vote we will have the public
20 hearing and then after that, we will proceed to hiring
21 an engineer to refine the design and get a better idea
22 of the cost. We can put that out to bid and get an
23 actual construction cost from a contractor. At that
24 time, the Board will have another opportunity to vote
25 and say yes we are willing to spend that money, or no

1 we are not. This is kind of that progression to kind
2 of get closer to the goal.

3 The Town's salt shed was just bid and that
4 came in at \$2 million -- just for a shed.

5 MR. KELSEY: That's 2.5.

6 MR. VOERG: That's 2.5. I guess in perspective,
7 \$6.9 million for a full garage or 2.5 for a shed -

8 MR. MAGGUILLI: This is supposed to address the
9 Town's needs far into the future, according to the
10 feasibility study.

11 MR. VOERG: Thank you. Yes, Mike. We
12 incorporated room to grow so as the Town grows, we have
13 enough room for additional staff.

14 I will put out an email once we get back up
15 and running to anyone who would like to take a tour of
16 our existing facilities and see where we operate.

17 SUPERINTENDENT MAHAN: Thanks, Chreit.

18 MR. MAGGUILLI: Resolution 82 is authorizing
19 Doug to advertise for bids for a new trench box for Pure
20 Waters.

21 I don't know what a trench boxes.

22 MS. FUTIA: We do the bids get advertised?

23 MR. MAGGUILLI: Under our procurement policy,
24 the Town is required to advertise for bids to get the
25 lowest responsible bidder to purchase certain items and

1 equipment. Doug cannot do it on his own. The Town Board
2 has to authorize him to post a notice in the newspaper
3 and the like. What this does is authorizes him to post
4 those notices. Once he gathers the bids, he will come
5 back to us and say this is who we determined to be the
6 responsible low better and you want to buy the trench
7 box from them.

8 What is a trench box?

9 MR. VOERG: A trench boxe is a federally
10 required piece of equipment. Whenever you dig an
11 excavation to a pipe in the trench is more than four
12 feet deep. It's a metal box to keep the trench from
13 falling in.

14 At that point, the Board will vote whether or
15 not to award the bid to the bidder - to actually buy
16 the box and spend the money. At this point, it's just
17 giving authorization to go out and find out how much
18 this is really going to cost.

19 MR. MAGGILLI: Sometimes we will advertise for
20 bids and the bids will come back much higher than was
21 anticipated. So, we authorize a rebid.

22 MS. FUTIA: But there's no like special forum
23 that the municipality has to go to. It's just in the
24 newspaper.

25 SUPERINTENDENT MAHAN: Yes and it is online,

1 too.

2 MR. MAGGUILLI: It is a requirement of General
3 Municipal Law, Section 103 that for items in excess of a
4 certain dollar amount the Town is required to advertise
5 for bids. That's to prevent favoritism and make it a
6 fair playing field.

7 MR. VOERG: This was a budgeted capital
8 purchase from last year. It was something that was
9 identified by federal law for us to own. We brought it
10 to the Budget Committee. We did some research and found
11 out how much it cost and discussed it with the Budget
12 Committee to prove this and now it's in the budget and
13 now we are going forward with the process to actually
14 purchase it.

15 MR. MAGGUILLI: Resolution 83 is authorizing
16 Doug to advertise for bids to purchase a new utilities
17 truck for Pure Waters. Resolution 84 is authorizing him
18 to advertise for a pipe bridge rehabilitation project.

19 Resolution 85 is to advertise for bids for
20 the pollution control Plant clarifier rehab project.

21 Resolution 86 is advertising for bids in
22 connection with purchase for the new dump truck for
23 Pure Waters.

24 MR. VOERG: Those are all capital equipment or
25 project expenditures that have already been approved in

1 the budget.

2 SUPERINTENDENT MAHAN: Capital plans - their
3 estimated five years out. We do a five-year lookout for
4 capital.

5 MR. MAGGUILLI: Resolution 87 is authorizing
6 Paula to sign amendment number one to the engineering
7 agreement with Weston and Sampson. This is really change
8 order. They can call it an amendment if they like. It's
9 a change order but it is a valid change order.

10 It's based on the fact that after we awarded
11 the project, two pipes collapsed requiring the repair
12 before the remainder of the work could proceed. The
13 cost will not exceed \$16,913. It will increase the
14 total contract amount to \$112,413.

15 Chret, anything you would like to add to
16 that?

17 MR. VOERG: No, but I'm here if anyone has any
18 questions.

19 MR. MAGGUILLI: Resolution 88 is declaring an
20 emergency in connection with a collapsed sanitary sewer
21 at 3 Red Oaks Drive by ANJO Construction.

22 This work was performed on 12/27 of last year
23 at a cost of \$8,735. What happened was the pipe
24 collapsed - the sewer pipe collapsed. When that
25 happens, there are no toilets, there are no drains and

1 so typically these pose an immediate emergency we have
2 to go in and repair them. It's not a situation where
3 we can take the time to advertise for bids because
4 people at 3 Red Oaks Drive would be very unhappy.
5 That's why you see these types of Resolutions.

6 Resolution 89 - we have a similar situation.
7 This is that Osborn Road and Byers Place. The clay
8 pipe completely collapsed and this is rather high. We
9 don't usually get an emergency repair, but the damage
10 was extensive; \$70,641.12.

11 The necked is the repair of the sanitary
12 sewer at 2 Austin Drive. This is a fiber pipe that
13 completely collapsed. The repair work was done
14 December 10; \$6,318.52. The funds for this come from
15 budgeted amounts that are placed in our emergency
16 repair reserve fund that the Budget Committee adopts
17 every year.

18 MR. GREEN: We're not looking too good to start
19 up the year, are we?

20 MR. VOERG: We're trying to wrap up 2019.

21 MR. MAGGUILLI: Resolution 91 is we are
22 authorizing Paula to sign an engineering agreement with
23 VHB Consulting. This is for general engineering services
24 for the year. This is an as needed contract and we are
25 authorizing a contract not to exceed \$10,000. The terms

1 and conditions are subject to the approval of the Town
2 Attorney's office. We do this as a general contract. In
3 the past, they were all open ended. What we have done is
4 we have placed a limit on these. It's not to exceed
5 \$10,000. If the consulting services were to exceed that,
6 Chret would have to come back and explain to us why we
7 need additional services above \$10,000. That has worked
8 out very well to keep the cost down on these types of
9 things.

10 Resolution 92 is amending the fee schedule
11 for the Youth Services Division. All this does is for
12 the pickle ball classes - it goes from five dollars to
13 seven dollars. It is an increase.

14 You wouldn't believe how popular pickle ball
15 is.

16 Next we have an agreement with the Upper
17 Hudson Library System. This is a three-year agreement.
18 We enter into these routinely. The Upper Hudson River
19 Library System provides our library with various
20 services such as library animation services, our
21 digital collection and the like. The fee for the 2020
22 amount is based on our 2019 fee which was \$42,903. We
23 are adding 2% to that. For the balance of the two
24 years we will negotiate when they come up. Right now,
25 the contract reads to be determined. When 2022 comes

1 up, they will come back and we will be back in front
2 of the Board at that time.

3 Resolution 94 is appointing Daniela Weiss to
4 the Community Development Citizen Advisory Committee.
5 Her term will expire December 31, 2022.

6 Resolution 95 is something that we do
7 approximately every 4 to 5 years, I believe. This is
8 for Community Development Block Grant and HOME
9 program. This is required by the Department of Housing
10 and Urban Development's. We have to have a public
11 hearing on how the funds are received from HUD and
12 will be spent by the Town. What this Resolution is
13 doing is we are calling for the public hearing on
14 March 4, 2020 at 7 p.m. Ms. Adriano will be speaking
15 at that public hearing.

16 Resolution 96 is authorizing Chief Kostyun
17 and Assistant Chief Sugrue and Assistant Chief Rench
18 to execute a non-disclosure agreement with Stryker
19 Medical. This is an agreement at no cost to the Town.
20 It's essentially a non-disclosure agreements with
21 Stryker. There the people that supply our cardiac
22 monitors and we are doing a study with them.

23 Is that fair to say?

24 MR. KOSTYUN: As part of the capital plan, we
25 will be replacing our monitors over the next couple of

1 years and they have some new technology that they would
2 like to expose us to, but it hasn't made it to press yet
3 so they just don't want us talking about it.

4 MR. MAGGILLI: They want the information
5 confidential, at this point. We have no problem doing
6 that. It doesn't cost the Town anything. The terms of
7 the agreement are subject to the Town Attorney's office
8 approval.

9 Resolution 97 is authorizing Paula to sign a
10 contract with David Frueh Contracting. This is for
11 interior demolition work at 12 Arrowhead Lane. The
12 cost is \$8,500.

13 The FBI has rented 12 Arrowhead from us to
14 conduct training. They will actually be paying the
15 cost because structured instead of the contract. The
16 contract originally come through us and because we own
17 the building. The actual expense will be paid for by
18 the federal government.

19 Resolution 98 is authorizing Paula to sign an
20 agreement with Mohawk River Humane Society. This is
21 again what I call a housekeeping Resolution. We do
22 these every year and this is for our Police Department
23 and this is for housing dogs, cats and the like.
24 Various fees apply. It's a complicated contract.

25 To give you an example, it's \$70.35 a day or

1 partial day for the initial impound. Which can be 5 to
2 7 days for a dog. It's a little bit less for cat.
3 Other fees apply for euthanasia services and cremation
4 services.

5 Our Police Department which includes animal
6 control, of course, will use both them and Latham
7 Animal Hospital. Latham Animal Hospital has a
8 different fee schedule because they don't provide
9 exactly the same services.

10 As example, it's \$30 a day to board a dog and
11 \$25 a day to board a cat.

12 Resolution 100 is authorizing Paula to sign a
13 service agreement with Eclipse Network. This is for
14 the Police Department in this is to maintain our video
15 surveillance system at the Public Safety building. The
16 cost is \$3,652. The contract will run from March 12,
17 2022 March 11, 2021.

18 Resolution 101 is an extended warranty
19 coverage with ELSAG North America. Again, this is for
20 the camera system at Central Avenue and Fuller Road -
21 the license plate reader. It's worked out very well
22 for our Police Department so far. The cost is not to
23 exceed \$3,980. For that, they maintain it. If anything
24 goes wrong, they will come in and fix it.

25 Resolution 102 is authorizing Paula to sign

1 an agreement with Pettinelli Recreation, Inc. and
2 Miracle Recreation Equipment Company and this is for
3 the purchase and installation of new playground
4 equipment for a new playground area at the Crossings.
5 The cost will be \$96,390.02. This is going into the
6 south part of the Crossings.

7 SUPERINTENDENT MAHAN: They can have a new
8 playground there. There is no playground. There is some
9 parking. This is through a grant through Phil Steck.

10 Also, there is some public benefit money from
11 a project that Crisafulli did on Aviation. That's
12 where the money is coming from.

13 MR. MAGGILLI: So, it's partially by a grant
14 and partially from fees that are paid under our planned
15 development district requirements for public benefit.

16 Resolution 103 is an agreement with Upstate
17 Companies One LLC. This is to build a new pavilion at
18 the Mohawk River Park. The cost will be \$240,815.12.

19 This is not bid because we were able to do it
20 through New York State contracts and we are
21 piggybacking on the Town of Greece. Doug did bid it
22 initially and what we found was by piggybacking on the
23 Town of Greece New York State contract we save \$40,000
24 from the lowest bid.

25 SUPERVISOR MAHAN: There's also grant money -

1 this is at the park on Schermerhorn Road. We do the
2 Easter Seals camp there for the kids. It goes way back
3 in the Town's history. This is a new pavilion that they
4 need at this point. They have outgrown the old one. It
5 also provides some ventilation with fans and lights so
6 it's a lot healthier for them as well. When their camp
7 is not in session, the Parks Department will rent it out
8 if it's feasible to do it at the time.

9 MR. MAGGILLI: Resolution 104 is change order
10 number one with the contract with New Castle Paving.
11 This is for the Albany County interconnection project.
12 There was a design issue along Route 155 and
13 environmental issues that were not foreseen at the time
14 the contract was entered. However, this is a no cost
15 change order. They're looking to extend the final
16 completion date which was April 30, 2020 to July 1,
17 2020. The Town departments didn't have any problem with
18 that.

19 SUPERVISOR MAHAN: This is a new backup system
20 that we are doing as a partnership with the City of
21 Albany. Our backup system currently is the Stony Creek
22 Reservoir in Clifton Park. It's very old and it's very
23 costly and it's not very efficient anymore. This system
24 will allow us to provide them water if they need it and
25 they can provide us water if we needed in a much more

1 efficient manner. It's basically a turn of the valve,
2 according to John Frazier.

3 We actually used the system to provide water
4 for the city back in December they had an emergency.
5 It actually connects two more parts of the county
6 other than just Albany and Colonie. We each received a
7 grant of about \$960,000 for the project. There is a
8 little bit over that that we will put in. This
9 particular project will serve as a backup for years to
10 come for the Town.

11 Then you have the situation were now you have
12 the Stony Creek Reservoir and that will have to be
13 addressed at some point in time. John does not believe
14 that we will need it. We are pretty close to finishing
15 the project. I think were waiting for a pump for our
16 side.

17 So, we have some ideas and maybe talking to
18 DEC or the Open Space Institute. It's almost 1,000
19 acres. I think 365 acres is water.

20 MR. MAGGUILLI: It's beautiful land and it is
21 in Clifton Park.

22 SUPERVISOR MAHAN: People don't know it's
23 there. It is so hidden.

24 There is a possibility that if one of these -
25 whether the state or somebody else would like to take

1 it, if they can have the restrictions lifted on the
2 water it would be beautiful for passive recreation and
3 things like that. That's all to be determined in the
4 future.

5 MR. MAGGUILLI: Right now because it was a
6 secondary water supply, there's a 365 acre reservoir
7 that looks like On Golden Pond. It's just amazing. You
8 can't do anything with it though. You can't put boats on
9 it. We do have a caretaker that watches it for the Town.
10 It's all posted and nobody is supposed to go there. It's
11 an incredibly beautiful piece of land.

12 Resolution 105 is authorizing the settlement
13 or discontinuance of tax cert proceeding.

14 CapWen sued the Town to reduce their
15 assessment at 1163 Troy Schenectady Road. We have
16 reached a tentative agreement to reduce it by \$100,000
17 which would result in a Town refund of \$428.38
18 immediately and a school tax refund of \$4,218.45 paid
19 by the school district immediately and then the
20 reduction in the future. After we approve it, it's all
21 subject to judicial approval as well. Just so you
22 know, these are handled primarily by my office -
23 Allegra in my office. She does an excellent job on
24 these.

25 Resolution 106 is authorizing Paula to sign

1 an agreement with Bank of America in this is to accept
2 our Alberts and Lisabeth Field Memorial Fund Trust
3 distribution of \$30,000. It's a grant that the Town
4 receives every year for our Senior Resources
5 Department.

6 Finally, Resolution 107 is authorizing Paula
7 to enter into a five-year lease agreement for 12
8 Metropark Drive at a cost of \$26,460 annually. This is
9 for our Senior Resources Department. They will be
10 moving from the Beltrone Center. The Beltrone people
11 requested the space and asked that the Town if we
12 could find a different location. Metropark Drive will
13 work out fine.

14 MR. FIELD: Did they increase the rent over
15 there? Is that what they did?

16 MS. MURPHY: They wanted to increase to 25%.

17 SUPERVISOR MAHAN: They decided that. They
18 really had expressed that they need the space and if we
19 could move, it would help them. So, we've been looking.
20 I think this is actually less than what we would pay if
21 we were still there.

22 MR. KELSEY: We honored what Beltrone wanted.
23 This is about \$3,000 less per year.

24 (Where's the above antenna proceeding was
25 concluded at 7:14 p.m.)

CERTIFICATION

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I, NANCY L. STRANG, Shorthand Reporter and
Notary Public in and for the State of New York, hereby
CERTIFY that the record taken by me at the time and
place noted in the heading hereof is a true and
accurate transcript of same, to the best of my ability
and belief.

Dated: _____

NANCY L. STRANG
LEGAL TRANSCRIPTION
2420 TROY SCHENECTADY RD.
NISKAYUNA, NY 12309